

COPY

Attorney Docket No.: CHATA-101PCT

## DECLARATION FOR PATENT APPLICATION AND APPOINTMENT OF ATTORNEY

As a below-named inventor, we hereby declare that my residence, post office address and citizenship are as stated below next to our name; We believe that we are the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: Vessel for Containing/Transporting a Fluent Substance, copy attached for which we certify is a true substantive copy of the PCT application filed on 30 July 1999 with the USPTO as routing office, designating several countries including the United States.

the specification of which (check one):

☒ is attached hereto and is a true copy of the PCT application as filed on 30 July 1999 with the USPTO as routing office.  
☐ was filed on \_\_\_\_\_, as Application Serial No. \_\_\_\_\_, and was amended on \_\_\_\_\_ (if applicable).  
☐ was filed on \_\_\_\_\_, as International Application (PCT) No. \_\_\_\_\_, and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a). I hereby claim foreign priority benefits under Title 35, United States Code § 120 and § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate, and/or application filed under the PCT having a filing date before that of the application on which the priority is claimed.

## PRIOR FOREIGN AND PCT APPLICATION(S) FILED WITH THE USPTO AS ROUTING OFFICE

NUMBER	COUNTRY	DAY/MONTH/YEAR FILED	PRIORITY CLAIMED IN EARLIER COMMUNICATION
PCT/US99/17280	United States	30 July 1999	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) or PCT international application(s) designating The United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112. I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:

APPLICATION NUMBER	FILING DATE	Status (Patented, Pending or Abandoned)
60/094,803	31 July 1998	Copendency established
60/094,831	31 July 1998	Copendency established
60/094,896	31 July 1998	Copendency established

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine, or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**POWER OF ATTORNEY:** I (We) hereby appoint as my (our) attorneys, with full powers of substitution and revocation, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: Jean Macheledt, Registration Number 33,956, Jennifer Bales, Registration Number 38,070, and Kristina H. Johnson, Registration Number 36,835.

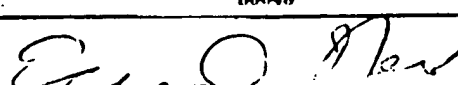
Send correspondence to:

JEAN M. MACHELEDT  
 MACHELEDT BALES & JOHNSON LLP  
 501 SKYSAIL LANE  
 FORT COLLINS, CO 80525-3133

TELEPHONE CALLS TO:


JEAN M. MACHELEDT  
 (970) 218-6798

☒ See following pages for additional joint inventors.

Full Name of First or Sole Inventor Edwin D. Neas		Citizenship USA	
Residence Address - Street 8202 West County Road 102		Post Office Address Street 8202 West County Road 102	
City Nunn		City Nunn	
State or Country Colorado	Zip 80648	State or Country Colorado	Zip 80648
DATE 4/20/01		SIGNATURE 	

## DECLARATION FOR PATENT APPLICATION AND APPOINTMENT OF ATTORNEY

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<b>Full Name of Additional Joint Inventor</b> Dennis L. Templar	<b>Citizenship</b> USA
<b>Residence Address - Street</b> 7421 Vardon Way	<b>Post Office Address Street</b> 7421 Vardon Way
<b>City</b> Fort Collins	<b>City</b> Fort Collins
<b>State or Country</b> Colorado	<b>State or Country</b> Colorado
<b>Zip</b> 80528	<b>Zip</b> 80528
<b>DATE</b> 4-23-01	<b>SIGNATURE</b> 

<b>Full Name of Additional Joint Inventor</b>	<b>Citizenship</b>
<b>Residence Address - Street</b>	<b>Post Office Address Street</b>
<b>City</b>	<b>City</b>
<b>State or Country</b>	<b>State or Country</b>
<b>Zip</b>	<b>Zip</b>
<b>DATE</b>	<b>SIGNATURE</b>

<b>Full Name of Additional Joint Inventor</b>	<b>Citizenship</b>
<b>Residence Address - Street</b>	<b>Post Office Address Street</b>
<b>City</b>	<b>City</b>
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<b>DATE</b>	<b>SIGNATURE</b>

\_\_\_\_ See following pages for additional joint inventors

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As a below-named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name; I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention (Design, if applicable) entitled: **Apparatus and Method with Vessel for Containing and Transporting a Fluent Substance**

the specification of which (check one):

- ☒ is attached hereto.  
☐ was filed on \_\_\_\_\_, as Application Serial No. \_\_\_\_\_, and was amended on \_\_\_\_\_ (if applicable).  
☐ was filed on \_\_\_\_\_ as International Application (PCT) No. \_\_\_\_\_, and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) referred to above. I acknowledge the duty to disclose information which is material to the examination of this application in accordance with *Title 37, Code of Federal Regulations, § 1.56(a)*. I hereby claim foreign priority benefits under *Title 35, United States Code § 119* of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which the priority is claimed.

## PRIOR FOREIGN APPLICATION(S)

NUMBER	COUNTRY	DAY/MONTH/YEAR FILED	PRIORITY CLAIMED
Not applicable			Yes No

I hereby claim the benefit under *Title 35, United States Code, § 120* of any United States application(s) or PCT international application(s) designating The United States of America listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of *Title 35, United States Code, § 112*, I acknowledge the duty to disclose material information as defined in *Title 37, Code of Federal Regulations, § 1.56(a)* which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:

APPLICATION NUMBER	FILING DATE	STATUS (Patented, Pending or Abandoned)
60/094,803	31 July 1998	Pending (Provisional)
60/094,831	31 July 1998	Pending (Provisional)
60/094,896	31 July 1998	Pending (Provisional)


I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like are made are punishable by fine, or imprisonment, or both, under *Section 1001 of Title 18 of the United States Code*, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**POWER OF ATTORNEY:** We hereby appoint as our attorneys, with full powers of substitution and revocation, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: Jean M. Macieledt, Registration Number 33,956, Kristine H. Johnson, Registration Number 36,835, and Jennifer Bales Registration Number 38,071.

Send correspondence to: JEAN M. MACIELEDT  
 MACIELEDT BALES & JOHNSON LLP  
 501 SKYSAIL LANE, SUITE B100  
 FORT COLLINS, CO 80525-3133


TELEPHONE CALLS TO: JEAN M. MACIELEDT  
 (970) 218-6798

☒ See following pages for additional joint inventors.

Full Name of First or Sole Inventor Edwin D. Ness		Citizenship USA	
Residence Address - Street 135 West Oak, Suite A		Post Office Address Street 135 West Oak, Suite A	
City Fort Collins		City Fort Collins	
State or Country Colorado	Zip 80524	State or Country Colorado	Zip 80524
DATE 7/30/99		SIGNATURE 	

## DECLARATION FOR PATENT APPLICATION AND APPOINTMENT OF ATTORNEY

Page 2

<b>Full Name of Additional Joint Inventor</b> Dennis L. Templar	<b>Citizenship</b> USA
<b>Residence Address - Street</b> 7421 Vardon Way	<b>Post Office Address Street</b> 7421 Vardon Way
<b>City</b> Fort Collins	<b>City</b> Fort Collins
<b>State or Country</b> Colorado	<b>State or Country</b> Colorado
<b>Zip</b> 80528	<b>Zip</b> 80528
<b>DATE</b> 7/30/99	<b>SIGNATURE</b> 

<b>Full Name of Additional Joint Inventor</b>	<b>Citizenship</b>
<b>Residence Address - Street</b>	<b>Post Office Address Street</b>
<b>City</b>	<b>City</b>
<b>State or Country</b>	<b>State or Country</b>
<b>Zip</b>	<b>Zip</b>
<b>Date</b>	<b>Signature</b>

<b>Full Name of Additional Joint Inventor</b>	<b>Citizenship</b>
<b>Residence Address - Street</b>	<b>Post Office Address Street</b>
<b>City</b>	<b>City</b>
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<b>Date</b>	<b>Signature</b>

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<b>Residence Address - Street</b>	<b>Post Office Address Street</b>
<b>City</b>	<b>City</b>
<b>State or Country</b>	<b>State or Country</b>
<b>Zip</b>	<b>Zip</b>
<b>Date</b>	<b>Signature</b>

SEE FOLLOWING PAGES FOR ADDITIONAL JOINT INVENTORS.

ASSIGNMENT BEFORE PATENT (herein "Assignment")

COPY

SECTION 1 Background

We, Edwin D. Neas and Dennis L. Templar both of Fort Collins, Colorado (herein "Inventors") invented or discovered a new and useful process, machine, manufacture, or composition of matter, or an improvement thereof, for which a Patent Cooperation Treaty (PCT) utility patent application was filed on 30 July 1999 with the U.S. Patent Office, electing several other countries, under the following title **Apparatus and Method with Vessel for Containing and Transporting a Fluent Substance**. This PCT utility application claims priority from earlier filed U.S. provisional applications filed 31 July 1998 (attorney docket numbers Chata-1, Chata-2, and Chata-3). Chata Biosystems, Inc., a Colorado corporation with a current principal place of business at 1901 Sharp Point, Unit I & J, Fort Collins, CO 80525 (herein "Company") desires to confirm, herein, the acquisition of the Inventors' entire right, title, and interest in the invention(s)/discovery(ies) disclosed in Chata-1, -2, -3 and in the PCT utility patent application more-recently filed; and the Inventors are willing to do so.

SECTION 2 Assignment of all interest to Company

In consideration of *one dollar* and other good and valuable consideration, of which receipt is acknowledged by each, the Inventors hereby confirm the sale and assignment to Company their entire right, title, and interest:

- (1) in said invention or discovery, and
- (2) in all United States and foreign applications filed therefor including but not limited to provisional, divisional, continuation, continuation-in-part, reissue, or reexamination applications, and
- (3) in *any* Letters Patent which issue in the United States or elsewhere including but not limited to: utility, utility model, or design patents; patents of implementation, improvement, or addition; inventor's certificates; and extensions of any of these, so that said right, title, and interest is held and enjoyed by Company, its successors and assigns, as fully and entirely as it would have been held and enjoyed by Inventors had this Assignment and sale never been made.

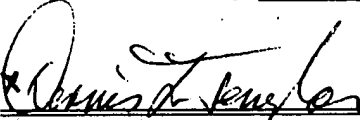
The Inventors hereby agree to *continue* to fully cooperate to execute all documents or papers necessary for obtaining Letters Patent in the United States and elsewhere (including the PCT-elected countries), and to furnish all data, information, and documentation which may be required for the preparation, filing, and prosecution of applications for said Letters Patent by the Company.

Since this Assignment is intended for recording with the patent office, the Assistant Commissioner for Patents in the US and elsewhere is hereby directed to issue any patent which may hereafter be granted, to Chata Biosystems, Inc. in accordance with this duly executed Assignment.

EXECUTED in Fort Collins, CO to be fully effective as of 1<sup>st</sup> of July 1998 by the inventors below.

( By:  Date signed: \* 8/17/99  
( Edwin D. Neas Ph.D., Inventor

(  
( signature witnessed by: \_\_\_\_\_

( By:  Date signed: \* 8/17/99  
( Dennis L. Templar, Inventor

(  
( signature witnessed by: \_\_\_\_\_

## COVER SHEET FORWARDING ASSIGNMENT OR OTHER CONVEYANCE FOR RECORDING

Assistant Commissioner for Patents  
Box Assignments  
Washington, D.C. 20231

Sir:

Please record the attached original document:

1. Names of conveying parties: NEAS, Edwin D. and TEMPLAR, Dennis L.
2. Name and address of receiving party: Chata Biosystems, Inc., 1901 Sharp Point, Unit I & J, Fort Collins, Colorado 80525
3. Nature of conveyance:
 

<input checked="" type="checkbox"/> Assignment	<input type="checkbox"/> Merger
<input type="checkbox"/> Security Agreement	<input type="checkbox"/> Change of Name
<input type="checkbox"/> Other _____	

 Execution date 1 July 1998
4. Application number(s) or patent number(s):  
 If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_  
 A. International Patent Application No. PCT/US99/17280 (filed 30 July 1999)  
 B. Patent No.(s) \_\_\_\_\_
5. Name and address of party to whom correspondence concerning documents should be mailed:  
 Jean M. Macheledt  
 Macheledt Bales & Johnson LLP  
 501 Skysail Lane, Suite B100  
 Fort Collins, Colorado 80525-3133  
 (970) 218-6798
6. Total number of applications and patents involved [1]
7. Fee due (37 CFR 1.2h) 1 x \$40 = \$40.00  
☒ Check No. 1427 in the amount of \$ 40.00 is enclosed.  
☒ Please charge any additional fees associated with this recordation, or credit any overpayment to deposit account number 02-0725.

To the best of my knowledge and belief, the forgoing information is true and correct and any attached copy is a true copy of the original document.

Jean M. Macheledt  
Name of person signing

Signature

Date

29 Sept 1999

Atty Docket No. CHATA-101PCT